

EXECUTIVE SUMMARY HEALTH AND HUMAN RIGHTS APPROPRIATIONS ACT

HOUSE FILE 726

MAJOR INCREASES, DECREASES, OR TRANSFER OF EXISTING PROGRAMS

- Decreases the appropriation to the Department for the Blind by \$66,000 compared to the FY 2001 estimated net appropriation. The changes include: (Page 1, Line 1)
 - Eliminates one-time funds appropriated in Senate File 2452 (FY 2001 Standings Appropriations Act) in the amount of \$30,000 for Newline for the Blind and the Iowa Radio Reading Information Service.
 - The remaining \$36,000 reduction is an unspecified decrease that may impact the amount of federal funds received by the Department.
- Decreases the appropriation to the Civil Rights Commission by \$144,000 compared to the FY 2001 estimated net appropriation. The reduction is an unspecified decrease. (Page 1, Line 12)
- Decreases the appropriation to the Department of Elder Affairs by \$598,000 compared to the FY 2001 estimated net appropriation. The Department estimates the decrease will have a major impact on State and Area Agency on Aging Administration, Elderly Services, including Meals-on-Wheels, Transportation, and Respite Care, and the Case Management for the Frail Elderly Program. (Page 2, Line 2)
- Decreases the appropriation to the Governor's Office of Drug Control Policy by \$111,000 compared to FY 2001 estimated net appropriation. It is estimated that the following programs will be impacted: (Page 3, Line 22)
 - Eliminates the \$80,000 General Fund appropriation for the Drug Abuse Resistance Education (D.A.R.E.) Program. The funding for the D.A.R.E. Program no longer exists as a separate appropriation from the Governor's Office of Drug Control Policy appropriation.
- Decreases the appropriation to the Department of Public Health by \$3.1 million compared to the FY 2001 estimated net appropriation. The major changes include:
 - An unspecified decrease of \$891,000 and no change in FTE positions for the Addictive Disorders Program compared to the estimated net FY 2001 appropriation. This will be partially offset by an increased appropriation of \$400,000 compared to estimated FY 2001 from the Gambling Treatment Fund. (Page 3, Line 34)
 - An unspecified decrease of \$77,000 and no change in FTE positions for the Adult Wellness Program compared to the estimated net FY 2001 appropriation. (Page 4, Line 16)
 - An unspecified decrease of \$168,000 and no change in FTE positions for the Child and Adolescent Wellness Program compared to the estimated net FY 2001 appropriation. (Page 4, Line 23)
 - An unspecified decrease of \$519,000 and no change in FTE positions for Chronic Conditions compared to the estimated net FY 2001 appropriation. (Page 4, Line 29)
 - An unspecified decrease of \$183,000 and no change in FTE positions for Community Capacity compared to the estimated net FY 2001 appropriation. (Page 4, Line 35)

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MAJOR INCREASES, DECREASES, OR TRANSFER OF EXISTING PROGRAMS (CONTINUED)

- An unspecified decrease of \$330,000 and no change in FTE positions for the Elderly Wellness Program compared to the estimated net FY 2001 appropriation. (Page 5, Line 6)
- An unspecified decrease of \$161,000 and no change in FTE positions for the Infectious Diseases Program compared to the estimated net FY 2001 appropriation. (Page 5, Line 18)
- An unspecified decrease of \$219,000 and no change in FTE positions for the Injuries Program compared to the estimated net FY 2001 appropriation. (Page 5, Line 24)
- An unspecified decrease of \$400,000 and no change in FTE positions for Public Protection compared to the estimated net FY 2001 appropriation. (Page 5, Line 31)
- An unspecified decrease of \$168,000 and no change in FTE positions for Resource Management compared to the estimated net FY 2001 appropriation. (Page 9, Line 7)
- Appropriates \$3.8 million from the Gambling Treatment Fund as follows:
 - \$1.7 million to the Addictive Disorders Program of the Department of Public Health, an increase of \$400,000 compared to estimated FY 2001. (Page 14, Line 14)
 - \$371,000 to the Iowa Veterans Home. This is a new appropriation for FY 2002. (Page 14, Line 17)
 - \$1.7 million to the Gambling Treatment Program, a decrease of \$400,000 compared to estimated FY 2001. (Page 14, Line 20)
- Decreases the appropriation to the Divisions within the Department of Human Rights by \$984,000 compared to the FY 2001 estimated net appropriation. The major changes include: (Page 10, Line 2)
 - Decreases the appropriation to the Central Administration Division of the Department of Human Rights by \$58,000 compared to the FY 2001 estimated net appropriation. The Department estimates the reduction will eliminate funds for the outreach program for Asian and Pacific Islanders and reduce support services provided by the Division to other Divisions within the Department. (Page 10, Line 7)
 - Decreases the appropriation to the Status of Women Division of the Department of Human Rights by \$25,000 compared to the FY 2001 estimated net appropriation. The Department estimates the reduction will impact the amount of grant funding provided to programs that support Iowans in Transition. (Page 11, Line 1)
 - Decreases the appropriation to the Community Grant Fund by \$875,000 compared to the FY 2001 estimated net appropriation. This will reduce the amount of grant funds available for distribution to local communities for juvenile justice and delinquency programs. The grants are distributed to 39 decategorization boards based on a child population formula. (Page 11, Line 31)

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MAJOR INCREASES, DECREASES, OR TRANSFER OF EXISTING PROGRAMS (CONTINUED)

- Decreases the appropriation to the Commission on Veterans Affairs by \$220,000 and 44.8 FTE positions. The major changes include:
 - An unspecified decrease of \$37,000 and no change in FTE positions to the Commission of Veterans Affairs compared to the estimated net FY 2001 appropriation. (Page 12, Line 12)
 - An unspecified decrease of \$32,000 and 44.8 FTE positions to the Iowa Veterans Home compared to the estimated net FY 2001 appropriation. This is offset by a new appropriation of \$371,000 from the Gambling Treatment Fund. (Page 12, Line 26)

STUDIES AND INTENT LANGUAGE

- Permits the Department of Public Health to retain fees collected from shippers of radioactive material waste containers transported across Iowa for the purpose of oversight and regulation of that activity. This would be a new source of revenue for FY 2002 and will not impact the General Fund. (Page 6, Line 16)
- Permits the Boards of Dental Examiners, Pharmacy Examiners, Medical Examiners, and Nursing Examiners of the Department of Public Health to retain \$263,000 in fees collected to be used for relocation expenses during FY 2002. This will not impact General Fund revenues. (Page 7, Line 4)
- Permits the Department of Public Health to retain up to \$100,000 from fees collected by the Board of Medical Examiners during FY 2002 to improve licensure functions. This will not impact General Fund revenues. (Page 7, Line 15)
- Permits the Board of Dental Examiners to retain and expend a maximum of \$99,000 from dental assistant registration revenues. This will reduce General Fund revenues by \$99,000. (Page 7, Line 34)
- Prohibits the Board of Medical Examiners, Pharmacy Examiners, and Dental Examiners, and the State Board of Podiatry from taking any action against licensees who use an automatic dispensing system for prescription drugs in the absence of a pharmacist or practitioner provided that certain conditions are met. (Page 8, Line 20)
- Specifies the intent of the General Assembly that the Board of Medical Examiners, Pharmacy Examiners, Dental Examiners, and Podiatry Examiners meet to resolve the issues raised by the use of the automated dispensing systems for prescription drugs and requires the Boards to submit their findings to the Governor and the General Assembly by December 1, 2001. (Page 8, Line 34)
- Permits the Iowa Veterans Home to retain approximately \$1.1 million in drug reimbursements from the federal Department of Veterans Affairs for pharmaceutical-related expenses at the Home. This will not impact General Fund revenues. (Page 13, Line 24)
- Requires the Iowa Veterans Home to submit a report on its funding and budgeting to the Legislative Fiscal Committee by December 1, 2001. (Page 13, Line 32)

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STUDIES AND INTENT LANGUAGE (CONTINUED)

- Requires the Director of the Department of Public Health, in consultation with an ad hoc committee, to conduct a study regarding comprehensive cancer control in the State and specifies what the study is to include. Requires the Director of Public Health to submit a report of the study's recommendations to the Governor and the General Assembly by January 2, 2002, as well as present the findings to a joint meeting of the Human Resources Committee during the 2002 session. (Page 16, Line 5)

SIGNIFICANT CHANGES TO THE CODE OF IOWA

- Requires the Department of Public Health to adopt rules regarding model regulations to be used in instances in which a child is confirmed as lead poisoned. Requires the Department to make the model regulations available to local boards of health and to promote the adoption of the regulations at the local level. Specifies the adoption of the model regulations at the local level is not required. (Page 14, Line 35)
- Increases the Drug Abuse Resistance Education (D.A.R.E.) Surcharge from five to ten dollars for Operating While Intoxicated (OWI) offenses and offenses relating to the possession, manufacture, or delivery of controlled substances. It is estimated the Surcharge is projected to increase General Fund revenues by an estimated \$75,000, which are appropriated to the Governor's Office of Drug Control Policy for drug abuse resistance education programs. (Page 15, Line 20)

EFFECTIVE DATE

- Specifies that Section 5.10 (i), relating to the automatic dispensing system for prescription drugs is effective upon enactment. (Page 17, Line 21)

ENACTMENT DATE

- This Act was approved by the General Assembly on May 3, 2001, and signed by the Governor on May 24, 2001.

House File 726

House File 726 provides for the following changes to the Code of Iowa.

Page #	Line #	Bill Section	Action	Code Section	Description
14	35	9	Amends	135.102	Childhood Lead Poisoning Prevention Regulations
15	10	9	Nwthstnds	602.8108(3)(c)	Drug Abuse Resistance Education (D.A.R.E.) Surcharge Deposit and Appropriation
15	20	10	Amends	911.2	Drug Abuse Resistance Education (D.A.R.E.) Surcharge

1 1 Section 1. DEPARTMENT FOR THE BLIND. There is
 1 2 appropriated from the general fund of the state to the
 1 3 department for the blind for the fiscal year beginning July 1,
 1 4 2001, and ending June 30, 2002, the following amount, or so
 1 5 much thereof as is necessary, to be used for the purposes
 1 6 designated:
 1 7 For salaries, support, maintenance, miscellaneous purposes,
 1 8 and for not more than the following full-time equivalent
 1 9 positions:
 1 10 \$ 1,790,993
 1 11 FTEs 106.50

General Fund appropriation to the Department for the Blind.

DETAIL: This is a decrease of \$66,000 and no change in FTE positions compared to the FY 2001 estimated net appropriation due to:

1. A decrease of \$30,000 to eliminate one-time funding for the Newsline for the Blind and the Iowa Radio Reading Information Service that was appropriated in Senate File 2452 (FY 2001 Standings Appropriations Act).
2. An unspecified decrease of \$36,000. The Department indicates the decrease may impact the amount of federal funds received in FY 2002.

1 12 Sec. 2. CIVIL RIGHTS COMMISSION. There is appropriated
 1 13 from the general fund of the state to the Iowa state civil
 1 14 rights commission for the fiscal year beginning July 1, 2001,
 1 15 and ending June 30, 2002, the following amount, or so much
 1 16 thereof as is necessary, to be used for the purposes
 1 17 designated:
 1 18 For salaries, support, maintenance, miscellaneous purposes,
 1 19 and for not more than the following full-time equivalent
 1 20 positions:
 1 21 \$ 1,082,743
 1 22 FTEs 38.05

General Fund appropriation to the Iowa State Civil Rights Commission.

DETAIL: This is an unspecified decrease of \$144,000 and no change in FTE positions compared to the FY 2001 estimated net appropriation.

1 23 If the anticipated amount of federal funding from the
 1 24 federal equal employment opportunity commission and the
 1 25 federal department of housing and urban development exceeds
 1 26 \$736,000 during the fiscal year beginning July 1, 2001, the
 1 27 Iowa state civil rights commission may exceed the staffing
 1 28 level authorized in this section to hire additional staff to
 1 29 process or to support the processing of employment and housing
 1 30 complaints during that fiscal year.

Allows the Commission to exceed the authorized staffing level if the additional full-time equivalent (FTE) positions are federally funded and the anticipated federal funding is greater than \$736,000.

1 31 Sec. 3. DEPARTMENT OF ELDER AFFAIRS. There is

1 32 appropriated from the general fund of the state to the
 1 33 department of elder affairs for the fiscal year beginning July
 1 34 1, 2001, and ending June 30, 2002, the following amount, or so
 1 35 much thereof as is necessary, to be used for the purposes
 2 1 designated:

2 2 1. For aging programs for the department of elder affairs
 2 3 and area agencies on aging to provide citizens of Iowa who are
 2 4 over 60 years of age with case management for the frail
 2 5 elderly, Alzheimer's support, retired senior volunteer
 2 6 program, resident advocate committee coordination, employment,
 2 7 and other services which may include, but are not limited to,
 2 8 mental health outreach, adult day care, respite care, chore
 2 9 services, telephone reassurance, information and assistance,
 2 10 and home repair services, including the winterizing of homes,
 2 11 and for the construction of entrance ramps which make
 2 12 residences accessible to the physically handicapped, and for
 2 13 salaries, support, administration, maintenance, miscellaneous
 2 14 purposes, and for not more than the following full-time
 2 15 equivalent positions with the department of elder affairs:
 2 16 \$ 4,473,611
 2 17 FTEs 30.00

2 18 a. Funds appropriated in this subsection may be used to
 2 19 supplement federal funds under federal regulations. To
 2 20 receive funds appropriated in this subsection, a local area
 2 21 agency on aging shall match the funds with moneys from other
 2 22 sources according to rules adopted by the department. Funds
 2 23 appropriated in this subsection may be used for elderly
 2 24 services not specifically enumerated in this subsection only
 2 25 if approved by an area agency on aging for provision of the
 2 26 service within the area.

2 27 b. It is the intent of the general assembly that the Iowa

General Fund appropriation to the Department of Elder Affairs.

DETAIL: This is a decrease of \$597,600 and no change in FTE positions compared to the FY 2001 estimated net appropriation. Currently, it is estimated by the Department that the following programs will be impacted due to the decrease:

1. State and Area Agency on Aging Administration
2. Meals-on-Wheels, Transportation, and Respite Care
3. Retired Iowa Community Employment Program (RICEP)
4. Alzheimer's Support
5. Retired Senior Volunteer Program (RSVP)
6. Case Management
7. Mental Health Outreach

Allows the use of funds appropriated in this Subsection to supplement federal funds for elderly services not specifically enumerated if those services are approved by an Area Agency on Aging. Requires local Area Agencies on Aging to match the funds for aging programs and services.

Specifies the intent of the General Assembly that the administrators of

2 28 chapters of the Alzheimer's association and the case
 2 29 management program for the frail elderly shall collaborate and
 2 30 cooperate fully to assist families in maintaining family
 2 31 members with Alzheimer's disease in the community for the
 2 32 longest period of time possible.

the Iowa chapters of the Alzheimer's Association and the Case Management Program for the Frail Elderly cooperate to assist families in maintaining family members with Alzheimer's disease in the community for as long as possible.

2 33 c. The department shall maintain policies and procedures
 2 34 regarding Alzheimer's support and the retired senior volunteer
 2 35 program.

Requires the Department of Elder Affairs to maintain policies and procedures for Alzheimer's Support and Retired Senior Volunteer Programs (RSVP).

3 1 2. The department may grant an exception for a limited
 3 2 period of time, determined by the department to be reasonable,
 3 3 to allow for compliance by persons regulated by the department
 3 4 or applicants for assisted living certification with any part
 3 5 of chapter 104A relative to buildings in existence on July 1,
 3 6 1998. The determination of the period of time allowed for
 3 7 compliance shall be commensurate with the anticipated
 3 8 magnitude of expenditure, disruption of services, and the
 3 9 degree of hazard presented. The department shall also be
 3 10 authorized to modify the accessibility requirements otherwise
 3 11 applicable to such applicants for buildings in existence on
 3 12 July 1, 1998, if the department determines that compliance
 3 13 with the requirements would be unreasonable, but only if it is
 3 14 determined that noncompliance with the requirements would not
 3 15 present an unreasonable degree of danger.

Permits an exception to State law relating to building accessibility for persons with disabilities to be granted by the Department of Elder Affairs for assisted living buildings in existence on July 1, 1998. Requires any exception granted be for a limited time and commensurate with the anticipated expenditure, disruption of services, and hazard presented. The Department of Elder Affairs may modify the accessibility requirements otherwise applicable to applicants for assisted living certification, if compliance would be unreasonable and noncompliance will not present an unreasonable degree of danger.

DETAIL: This is existing language from SF 2429 (FY 2001 Health and Human Rights Appropriations Act).

3 16 Sec. 4. GOVERNOR'S OFFICE OF DRUG CONTROL POLICY. There
 3 17 is appropriated from the general fund of the state to the
 3 18 governor's office of drug control policy for the fiscal year
 3 19 beginning July 1, 2001, and ending June 30, 2002, the
 3 20 following amount, or so much thereof as is necessary, to be
 3 21 used for the purpose designated:

3 22 For salaries, support, maintenance, miscellaneous purposes

General Fund appropriation to the Governor's Office of Drug Control

3 23 including statewide coordination of the drug abuse resistance
 3 24 education (D.A.R.E.) program, and for not more than the
 3 25 following full-time equivalent positions:
 3 26 \$ 487,759
 3 27 FTEs 13.00

Policy.

DETAIL: This is a decrease of \$111,133 and no change in FTE positions compared to the FY 2001 estimated net appropriation. As of June 2001, it is estimated by the Department that the following programs will be impacted due to the decrease:

1. A decrease of \$80,000 to eliminate the General Fund appropriation for the Drug Abuse Resistance Education (D.A.R.E.) Program. The funding for the Program will no longer exist as a separate General Fund appropriation from the Governor's Office of Drug Control Policy.
2. A decrease of \$20,000 for the Governor's Youth Mentoring Conference.
3. A decrease of \$6,133 for the Substance Abuse Clearinghouse.
4. A decrease of \$5,000 for the Partnership for a Drug-Free Iowa advertising campaign.

3 28 Sec. 5. DEPARTMENT OF PUBLIC HEALTH. There is
 3 29 appropriated from the general fund of the state to the Iowa
 3 30 department of public health for the fiscal year beginning July
 3 31 1, 2001, and ending June 30, 2002, the following amounts, or
 3 32 so much thereof as is necessary, to be used for the purposes
 3 33 designated:

3 34 1. ADDICTIVE DISORDERS
 3 35 For reducing the prevalence of use of tobacco, alcohol, and
 4 1 other drugs, and treating individuals affected by addictive
 4 2 behaviors, including gambling, and for not more than the
 4 3 following full-time equivalent positions:
 4 4 \$ 1,492,239
 4 5 FTEs 13.65

General Fund appropriation to the Addictive Disorders Program.

DETAIL: This is an unspecified decrease of \$891,081 and no change in FTE positions compared to the FY 2001 estimated net appropriation. The decrease will be partially offset by an increased appropriation of \$400,000 compared to estimated FY 2001 from the Gambling Treatment Fund to the Department of Public Health in

Section 8.1(a) of this Act.

4 6 a. The department shall continue to coordinate with
4 7 substance abuse treatment and prevention providers regardless
4 8 of funding source to assure the delivery of substance abuse
4 9 treatment and prevention programs.

Requires the Department to coordinate with treatment and prevention providers regardless of funding source to assure delivery of programs.

4 10 b. The commission on substance abuse, in conjunction with
4 11 the department, shall continue to coordinate the delivery of
4 12 substance abuse services involving prevention, social and
4 13 medical detoxification, and other treatment by medical and
4 14 nonmedical providers to uninsured and court-ordered substance
4 15 abuse patients in all counties of the state.

Requires the Commission on Substance Abuse to work with the Department to coordinate substance abuse services involving prevention and social and medical detoxification.

4 16 2. ADULT WELLNESS
4 17 For maintaining or improving the health status of adults,
4 18 with target populations between the ages of 18 through 60, and
4 19 for not more than the following full-time equivalent
4 20 positions:
4 21 \$ 567,197
4 22 FTEs 21.99

General Fund appropriation to the Adult Wellness Program.

DETAIL: This is an unspecified decrease of \$76,658 and no change in FTE positions compared to the FY 2001 estimated net appropriation.

4 23 3. CHILD AND ADOLESCENT WELLNESS
4 24 For promoting the optimum health status for children and
4 25 adolescents from birth through 21 years of age, and for not
4 26 more than the following full-time equivalent positions:
4 27 \$ 1,256,538
4 28 FTEs 48.53

General Fund appropriation to the Child and Adolescent Wellness Program.

DETAIL: This is an unspecified decrease of \$167,918 and no change in FTE positions compared to the FY 2001 estimated net appropriation.

4 29 4. CHRONIC CONDITIONS

General Fund appropriation to the Chronic Conditions Program.

4 30	For serving individuals identified as having chronic	
4 31	conditions or special health care needs, and for not more than	
4 32	the following full-time equivalent positions:	DETAIL: This is an unspecified decrease of \$519,024 and no change in FTE positions compared to the FY 2001 estimated net appropriation.
4 33	..... \$ 1,327,510	
4 34	..... FTEs 8.58	
4 35	5. COMMUNITY CAPACITY	General Fund appropriation to the Community Capacity Program.
5 1	For strengthening the health care delivery system at the	
5 2	local level, and for not more than the following full-time	DETAIL: This is an unspecified decrease of \$182,520 and no change in FTE positions compared to the FY 2001 estimated net appropriation.
5 3	equivalent positions:	
5 4	..... \$ 1,464,710	
5 5	..... FTEs 23.70	
5 6	6. ELDERLY WELLNESS	General Fund appropriation to the Elderly Wellness Program.
5 7	For optimizing the health of persons 60 years of age and	
5 8	older, and for not more than the following full-time	DETAIL: This is an unspecified decrease of \$330,000 and no change in FTE positions compared to the FY 2001 estimated net appropriation.
5 9	equivalent positions:	
5 10	..... \$ 10,602,737	
5 11	..... FTEs 0.80	
5 12	7. ENVIRONMENTAL HAZARDS	General Fund appropriation to the Environmental Hazards Program.
5 13	For reducing the public's exposure to hazards in the	
5 14	environment, primarily chemical hazards, and for not more than	DETAIL: This is an unspecified decrease of \$835 and no change in FTE positions compared to the FY 2001 estimated net appropriation.
5 15	the following full-time equivalent positions:	
5 16	..... \$ 166,234	
5 17	..... FTEs 8.00	
5 18	8. INFECTIOUS DISEASES	General Fund appropriation to the Infectious Diseases Program.
5 19	For reducing the incidence and prevalence of communicable	
5 20	diseases, and for not more than the following full-time	DETAIL: This is an unspecified decrease of \$160,618 and no change in FTE positions compared to the FY 2001 estimated net appropriation.
5 21	equivalent positions:	
5 22	..... \$ 1,209,818	
5 23	..... FTEs 34.30	

5 24 9. INJURIES

5 25 For providing support and protection to victims of abuse or
 5 26 injury, or programs that are designed to prevent abuse or
 5 27 injury, and for not more than the following full-time
 5 28 equivalent positions:

5 29 \$ 1,653,331

5 30 FTEs 7.95

General Fund appropriation to the Injuries Program.

DETAIL: This is an unspecified decrease of \$219,024 and no change in FTE positions compared to the FY 2001 estimated net appropriation.

5 31 10. PUBLIC PROTECTION

5 32 For protecting the health and safety of the public through
 5 33 establishing standards and enforcing regulations, and for not
 5 34 more than the following full-time equivalent positions:

5 35 \$ 6,923,647

6 1 FTEs 136.77

General Fund appropriation to the Public Protection Program.

DETAIL: This is an unspecified decrease of \$400,000 and no change in FTE positions compared to the FY 2001 estimated net appropriation.

6 2 a. The department may expend funds received from licensing
 6 3 fees in addition to amounts appropriated in this subsection,
 6 4 if those additional expenditures are directly the result of a
 6 5 scope of practice review committee or unanticipated litigation
 6 6 costs arising from the discharge of an examining board's
 6 7 regulatory duties. Before the department expends or encumbers
 6 8 funds for a scope of practice review committee or an amount in
 6 9 excess of the funds budgeted for an examining board, the
 6 10 director of the department of management shall approve the
 6 11 expenditure or encumbrance. The amounts necessary to fund any
 6 12 unanticipated litigation or scope of practice review committee
 6 13 expense in the fiscal year beginning July 1, 2001, shall not
 6 14 exceed 5 percent of the average annual fees generated by the
 6 15 boards for the previous two fiscal years.

Permits the Department to use up to 5.00% of the average annual fees generated from the previous two fiscal years for unanticipated litigation or scope of practice review committee expenses.

DETAIL: Based on the average of FY 1999 and FY 2000 fees, 5.00% would equal approximately \$78,116.

6 16 b. For the fiscal year beginning July 1, 2001, the
 6 17 department shall retain fees collected from the certification
 6 18 of lead inspectors and lead abaters pursuant to section
 6 19 135.105A to support the certification program; and shall

Requires the Department to retain lead abatement and inspector certification fees to support the Certification Program and requires the Department to retain fees from regulation of mammography machines to support that function. Permits the Department to retain fees

6 20 retain fees collected from the licensing, registration,
6 21 authorization, accreditation, and inspection of x-ray machines
6 22 used for mammographically guided breast biopsy, screening, and
6 23 diagnostic mammography, pursuant to section 136C.10 to support
6 24 the administration of the chapter. The department may also
6 25 retain fees collected pursuant to section 136C.10 on all
6 26 shippers of radioactive material waste containers transported
6 27 across Iowa if the department does not obtain funding to
6 28 support the oversight and regulation of this activity, and for
6 29 x-ray radiology examination fees collected by the department
6 30 and reimbursed to a private organization conducting the
6 31 examination. For the fiscal year beginning July 1, 2001, the
6 32 department shall also retain any new or increased fees
6 33 implemented by the department pursuant to legislation enacted
6 34 by the general assembly in 2001 for activities not otherwise
6 35 funded by amounts appropriated in this section. Fees retained
7 1 by the department pursuant to this lettered paragraph are
7 2 appropriated to the department for the purposes specified in
7 3 this lettered paragraph.

7 4 c. The department may retain and expend not more than
7 5 \$263,458 for lease and maintenance expenses for the relocation
7 6 of licensure boards from the executive hills state office
7 7 building from fees collected pursuant to section 147.80 by the
7 8 board of dental examiners, the board of pharmacy examiners,
7 9 the board of medical examiners, and the board of nursing
7 10 examiners in the fiscal year beginning July 1, 2001, and
7 11 ending June 30, 2002. Fees retained by the department
7 12 pursuant to this lettered paragraph are appropriated to the
7 13 department for the purposes described in this lettered
7 14 paragraph.

7 15 d. The department may retain and expend not more than
7 16 \$100,000 for reduction of the number of days necessary to
7 17 process medical license requests and for reduction of the

charged to shippers of radioactive material waste containers transported across Iowa for oversight and regulation of that activity. This is a new source of revenue for FY 2002. Also, requires the Department to retain new or increased fees for any additional functions created as a result of legislation passed by the 2001 General Assembly.

DETAIL: The language permitting the Department to retain fees charged to shippers of radioactive material waste containers across Iowa is new language for FY 2002. This language gives the department the authority to establish and collect fees to train local individuals and organizations that may encounter these shipments such as first responders, law enforcement, and organized Hazardous Material teams.

Permits the Department to retain up to \$263,458 of fees collected by the Boards of Dental Examiners, Pharmacy Examiners, Medical Examiners, and Nursing Examiners for the purpose of lease and maintenance expenses.

DETAIL: This will not impact General Fund revenues.

Permits the Department of Public Health to retain up to \$100,000 from fees collected by the Board of Medical Examiners during FY 2002 to improve licensure functions.

7 18 number of days needed for consideration of malpractice cases
7 19 from fees collected pursuant to section 147.80 by the board of
7 20 medical examiners in the fiscal year beginning July 1, 2001,
7 21 and ending June 30, 2002. Fees retained by the department
7 22 pursuant to this lettered paragraph are appropriated to the
7 23 department for the purposes described in this lettered
7 24 paragraph.

DETAIL: This will not impact General Fund revenues.

7 25 e. If a person in the course of responding to an emergency
7 26 renders aid to an injured person and becomes exposed to bodily
7 27 fluids of the injured person, that emergency responder shall
7 28 be entitled to hepatitis testing and immunization in
7 29 accordance with the latest available medical technology to
7 30 determine if infection with hepatitis has occurred. The
7 31 person shall be entitled to reimbursement from the EMS funds
7 32 available under this subsection only if the reimbursement is
7 33 not available through any employer or third-party payor.

Requires an emergency responder exposed to bodily fluids of an injured person be entitled to hepatitis testing and immunization. Requires the person be reimbursed from the Emergency Medical Services Fund, if funds are not available through an employer or a third-party payor.

7 34 f. The board of dental examiners may retain and expend not
7 35 more than \$98,740 from revenues generated pursuant to section
8 1 147.80. Fees retained by the board pursuant to this lettered
8 2 paragraph are appropriated to the department to be used for
8 3 the purposes of regulating dental assistants.

Permits the Board of Dental Examiners to retain and expend a maximum of \$98,740 from dental assistant registration revenues.

DETAIL: This will reduce revenues to the General Fund by \$98,740.

8 4 g. The state board of medical examiners, the state board
8 5 of pharmacy examiners, the state board of dental examiners,
8 6 and the state board of nursing examiners shall prepare
8 7 estimates of projected receipts to be generated by the
8 8 licensing, certification, and examination fees of each board
8 9 as well as a projection of the fairly apportioned
8 10 administrative costs and rental expenses attributable to each
8 11 board. Each board shall annually review and adjust its
8 12 schedule of fees so that, as nearly as possible, projected
8 13 receipts equal projected costs.

Requires the Boards of Dental Examiners, Pharmacy Examiners, Medical Examiners, and Nursing Examiners to adjust fees so projected receipts equal projected costs.

8 14 h. The state board of medical examiners, the state board
 8 15 of pharmacy examiners, the state board of dental examiners,
 8 16 and the state board of nursing examiners shall retain their
 8 17 individual executive officers, but are strongly encouraged to
 8 18 share administrative, clerical, and investigative staffs to
 8 19 the greatest extent possible.

Encourages the Boards of Dental Examiners, Pharmacy Examiners, Medical Examiners, and Nursing Examiners to share administrative, clerical, and investigative personnel.

8 20 i. For the period ending June 30, 2002, the state board of
 8 21 medical examiners, the state board of pharmacy examiners, the
 8 22 state board of dental examiners, and the state board of
 8 23 podiatry examiners shall not sanction or otherwise take any
 8 24 action against licensees who use an automatic dispensing
 8 25 system for prescription drugs in the absence of a pharmacist
 8 26 or practitioner that would otherwise be in violation of
 8 27 section 147.107, subsection 2, and section 155A.33, provided
 8 28 both of the following conditions are met:
 8 29 (1) The licensee utilizes an internal quality control
 8 30 assurance plan that ensures accuracy in dispensing.
 8 31 (2) The licensee remains responsible for the verification
 8 32 and accuracy of the automated dispensing system in accordance
 8 33 with the standards adopted by the licensee's examining board.

Prohibits the Boards of Medical Examiners, Pharmacy Examiners, Dental Examiners, and the State Board of Podiatry from taking any action against licensees who use an automatic dispensing system for prescription drugs in the absence of a pharmacist or practitioner provided that certain conditions are met.

DETAIL: Current law requires the physical presence of a pharmacist or practitioner when dispensing prescription drugs. However, due to new technology, the physical presence of a pharmacist or practitioner is not always necessary. This language allows for current practices to continue without the parties involved violating the law.

8 34 It is the intent of the general assembly that the board of
 8 35 medical examiners, the board of pharmacy examiners, the board
 9 1 of dental examiners, and the board of podiatry examiners shall
 9 2 meet to identify a statutory resolution of the issues raised
 9 3 by the use of automated dispensing systems for prescription
 9 4 drugs and submit their findings and legislative
 9 5 recommendations to the governor and general assembly by
 9 6 December 1, 2001.

Specifies that it is the intent of the General Assembly that the Boards of Medical Examiners, Pharmacy Examiners, Dental Examiners and State Board of Podiatry meet to resolve issues raised by the use of automated dispensing systems for prescription drugs, and requires the Boards to submit their findings and recommendations to the Governor and the General Assembly by December 1, 2001.

9 7 11. RESOURCE MANAGEMENT
 9 8 For establishing and sustaining the overall ability of the
 9 9 department to deliver services to the public, and for not more

General Fund appropriation to the Resource Management Program.

DETAIL: This is an unspecified decrease of \$167,918 and no change

9 10	than the following full-time equivalent positions:	in FTE positions compared to the FY 2001 estimated net
9 11	..... \$ 1,260,179	appropriation.
9 12	..... FTEs 59.33	
9 13	12. The state university of Iowa hospitals and clinics	Prohibits the University of Iowa Hospitals and Clinics from receiving
9 14	under the control of the state board of regents shall not	indirect costs from the programs funded by appropriations to the
9 15	receive indirect costs from the funds appropriated in this	Department.
9 16	section.	
9 17	13. A local health care provider or nonprofit health care	Requires a health care provider seeking a Department of Public
9 18	organization seeking grant moneys administered by the Iowa	Health grant to document efforts to coordinate services locally.
9 19	department of public health shall provide documentation that	
9 20	the provider or organization has coordinated its services with	
9 21	other local entities providing similar services.	
9 22	14. a. The department shall apply for available federal	Requires the Department of Public Health to apply for available
9 23	funds for sexual abstinence education programs in accordance	federal funds for sexual education programs in accordance with the
9 24	with the federal Personal Responsibility and Work Opportunity	federal Personal Responsibility and Work Opportunity Reconciliation
9 25	Reconciliation Act of 1996, Pub. L. No. 104-193, § 912.	Act of 1996.
9 26	b. It is the intent of the general assembly to comply with	Specifies the intent of the General Assembly to comply with the United
9 27	the United States Congress' intent to provide education that	States Congress' intent to provide education that promotes abstinence
9 28	promotes abstinence from sexual activity outside of marriage	from sexual activity outside of marriage and reduces pregnancies by
9 29	and reduces pregnancies, by focusing efforts on those persons	focusing on those persons most likely to father and bear children out
9 30	most likely to father and bear children out of wedlock.	of wedlock.
9 31	c. Any sexual abstinence education program awarded moneys	Requires sexual abstinence programs awarded moneys under the
9 32	under the grant program shall meet the definition of	Abstinence Education Initiative to meet the definition of abstinence
9 33	abstinence education in the federal law. Grantees shall be	education in federal law. Also requires an evaluation of grantees
9 34	evaluated based upon the extent to which the abstinence	based on goals set forth in federal law.
9 35	program successfully communicates the goals set forth in the	
10 1	federal law.	

10 2 Sec. 6. DEPARTMENT OF HUMAN RIGHTS. There is appropriated
10 3 from the general fund of the state to the department of human
10 4 rights for the fiscal year beginning July 1, 2001, and ending
10 5 June 30, 2002, the following amounts, or so much thereof as is
10 6 necessary, to be used for the purposes designated:

10 7 1. CENTRAL ADMINISTRATION DIVISION
10 8 For salaries, support, maintenance, miscellaneous purposes,
10 9 and for not more than the following full-time equivalent
10 10 positions:
10 11 \$ 277,345
10 12 FTEs 7.00

General Fund appropriation to the Central Administration Division of the Department of Human Rights.

DETAIL: This is a decrease of \$57,703 and no change in FTE positions compared to the FY 2001 estimated net appropriation. Currently, it is estimated by the Department that the following impacts will occur due to the decrease:

1. A decrease of \$40,000 to eliminate funds for the outreach program for Asian and Pacific Islanders.
2. A decrease of \$17,703 to reduce the level of support provided by the Administration Division to other Divisions within the Department.

10 13 2. DEAF SERVICES DIVISION
10 14 For salaries, support, maintenance, miscellaneous purposes,
10 15 and for not more than the following full-time equivalent
10 16 positions:
10 17 \$ 350,211
10 18 FTEs 7.00

General Fund appropriation to the Deaf Services Division of the Department of Human Rights.

DETAIL: Maintains current level of funding and FTE positions.

10 19 The fees collected by the division for provision of
10 20 interpretation services by the division to obligated agencies
10 21 shall be disbursed pursuant to the provisions of section 8.32,
10 22 and shall be dedicated and used by the division for continued
10 23 and expanded interpretation services.

Requires the fees collected by the Division be used for continued and expanded interpretation services.

10 24 3. PERSONS WITH DISABILITIES DIVISION

General Fund appropriation to the Persons with Disabilities Division of

10 25 For salaries, support, maintenance, miscellaneous purposes,
 10 26 and for not more than the following full-time equivalent
 10 27 positions:
 10 28 \$ 192,587
 10 29 FTEs 3.50

the Department of Human Rights.

DETAIL: This is a decrease of \$12,293 and no change in FTE positions compared to the FY 2001 estimated net appropriation. Currently, the Department estimates that the reduction may impact funding for printing, travel, and supplies that are used for Division outreach services.

10 30 4. LATINO AFFAIRS DIVISION
 10 31 For salaries, support, maintenance, miscellaneous purposes,
 10 32 and for not more than the following full-time equivalent
 10 33 positions:
 10 34 \$ 172,528
 10 35 FTEs 3.00

General Fund appropriation to the Latino Affairs Division of the Department of Human Rights.

DETAIL: This is a decrease of \$10,534 and no change in FTE positions compared to the FY 2001 estimated net appropriation. Currently, the Department estimates that the reduction may impact Division outreach services.

11 1 5. STATUS OF WOMEN DIVISION
 11 2 For salaries, support, maintenance, miscellaneous purposes,
 11 3 including the lowans in transition program, and the domestic
 11 4 violence and sexual assault-related grants, and for not more
 11 5 than the following full-time equivalent positions:
 11 6 \$ 400,996
 11 7 FTEs 3.00

General Fund appropriation to the Status of Women Division of the Department of Human Rights.

DETAIL: This is a decrease of \$25,468 and no change in FTE positions compared to the FY 2001 estimated net appropriation. Currently, the Department estimates the reduction in funds will eliminate one or two grants to programs that serve lowans in Transition, or all grant recipients will receive a reduction in grant funds that will impact operations. The Department estimates that up to 395 fewer individuals will be served by programs that support lowans in Transition.

11 8 6. STATUS OF AFRICAN-AMERICANS DIVISION
 11 9 For salaries, support, maintenance, miscellaneous purposes,
 11 10 and for not more than the following full-time equivalent
 11 11 positions:
 11 12 \$ 137,714

General Fund appropriation to the Status of African-Americans Division of the Department of Human Rights.

DETAIL: This is a decrease of \$2,811 and no change in FTE positions compared to the FY 2001 estimated net appropriation. Currently, the Department estimates that the reduction may impact

11 13	..... FTEs 2.00	Division outreach services.
11 14	7. CRIMINAL AND JUVENILE JUSTICE PLANNING DIVISION	General Fund appropriation to the Criminal and Juvenile Justice Planning Division of the Department of Human Rights.
11 15	For salaries, support, maintenance, miscellaneous purposes,	
11 16	and for not more than the following full-time equivalent	
11 17	positions:	DETAIL: Maintains current level of funding and FTE positions.
11 18	..... \$ 412,481	
11 19	..... FTEs 9.20	
11 20	The criminal and juvenile justice planning advisory council	Requires the Criminal and Juvenile Justice Planning Advisory Council
11 21	and the juvenile justice advisory council shall coordinate	and the Juvenile Justice Advisory Council to coordinate efforts in
11 22	their efforts in carrying out their respective duties relative	performing juvenile justice duties.
11 23	to juvenile justice.	
11 24	It is the intent of the general assembly that the	Specifies it is the intent of the General Assembly that the Department
11 25	department of human rights employ sufficient staff to meet the	of Human Rights employ sufficient staff to meet federal funding
11 26	federal funding match requirements established by the federal	requirements.
11 27	office for juvenile justice and delinquency prevention. The	
11 28	governor's advisory council on juvenile justice shall	
11 29	determine the staffing level necessary to carry out federal	
11 30	and state mandates for juvenile justice.	
11 31	8. COMMUNITY GRANT FUND	General Fund appropriation to the Community Grant Fund.
11 32	For the community grant fund established in section	
11 33	232.190, to be used for the purposes of the community grant	DETAIL: This is a decrease of \$875,494 and no change in FTE
11 34	fund and for not more than the following full-time equivalent	positions compared to the FY 2001 estimated net appropriation.
11 35	positions:	Currently, the Department estimates that the reduction will reduce the
12 1	..... \$ 725,000	amount of grant funds available for distribution to local communities
12 2	..... FTEs 1.44	for juvenile justice and delinquency programs. The grants are
		distributed to 39 decategorization boards according to a child
		population formula.
12 3	9. SHARED STAFF. The divisions of the department of human	Requires the Divisions within the Department of Human Rights to

12 4 rights shall retain their individual administrators, but shall
 12 5 share staff to the greatest extent possible.

share staff.

12 6 Sec. 7. COMMISSION OF VETERANS AFFAIRS. There is
 12 7 appropriated from the general fund of the state to the
 12 8 commission of veterans affairs for the fiscal year beginning
 12 9 July 1, 2001, and ending June 30, 2002, the following amounts,
 12 10 or so much thereof as is necessary, to be used for the
 12 11 purposes designated:

12 12 1. COMMISSION OF VETERANS AFFAIRS ADMINISTRATION
 12 13 For salaries, support, maintenance, miscellaneous purposes,
 12 14 including the war orphan educational fund established pursuant
 12 15 to chapter 35, and for not more than the following full-time
 12 16 equivalent positions:
 12 17 \$ 283,190
 12 18 FTEs 5.00

General Fund appropriation to the Commission of Veterans Affairs
 Administration including the War Orphan Educational Fund.

DETAIL: This is an unspecified decrease of \$37,354 and no change
 in FTE positions compared to the FY 2001 estimated net
 appropriation. In past fiscal years, the Commission and the War
 Orphans Educational Fund were two separate appropriations. For FY
 2002, these appropriations were combined.

12 19 The commission of veterans affairs may use the gifts
 12 20 accepted by the chairperson of the commission of veterans
 12 21 affairs, or designee, and other resources available to the
 12 22 commission for use at its Camp Dodge office. The commission
 12 23 shall report annually to the governor and the general assembly
 12 24 on monetary gifts received by the commission for the Camp
 12 25 Dodge office.

Allows the Commission to use gifts for the Camp Dodge office.
 Requires the Commission to submit an annual report on monetary
 gifts received to the Governor and the General Assembly.

12 26 2. IOWA VETERANS HOME
 12 27 For salaries, support, maintenance, miscellaneous purposes,
 12 28 and for not more than the following full-time equivalent
 12 29 positions:
 12 30 \$ 47,268,500
 12 31 FTEs 845.00

General Fund appropriation to the Iowa Veterans Home.

DETAIL: This is an unspecified decrease of \$32,442 and 44.84 FTE
 positions compared to the FY 2001 estimated net appropriation. The
 decrease will be backfilled by \$371,488 due to an appropriation
 transfer from the Gambling Treatment Fund in Section 8.1(b) of this
 Act.

FISCAL IMPACT: The \$371,488 appropriation transfer from the Gambling Treatment Fund will result in a net increase to the Iowa Veterans Home of \$339,046 compared to the FY 2001 estimated net appropriation.

12 32 a. The Iowa veterans home may use the gifts accepted by
12 33 the chairperson of the commission of veterans affairs and
12 34 other resources available to the commission for use at the
12 35 Iowa veterans home.

Allows the use of gifts given to the Iowa Veterans Home.

13 1 b. If medical assistance revenues are expanded at the Iowa
13 2 veterans home, and this expansion results in medical
13 3 assistance reimbursements which exceed the amount budgeted for
13 4 that purpose in the fiscal year beginning July 1, 2001, and
13 5 ending June 30, 2002, the Iowa veterans home may expend the
13 6 excess amounts to exceed the number of full-time equivalent
13 7 positions authorized for the purpose of meeting related
13 8 certification requirements or to provide additional beds. The
13 9 expenditure of additional funds received, as outlined in this
13 10 paragraph, is subject to approval by the department of
13 11 management. The amount approved by the department of
13 12 management for expenditure shall be considered repayment
13 13 receipts.

Allows the Commission, upon approval from the Department of Management, to expend additional Medical Assistance revenues generated by the Revenue Enhancement Program to exceed the number of FTE positions authorized for the purpose of meeting related certification requirements or to provide additional beds.

13 14 c. Any Iowa veterans home successor contractor shall not
13 15 consider employees of a state institution or facility to be
13 16 new employees for purposes of employee wages, health
13 17 insurance, or retirement benefits.

Prohibits successor contractors at the Iowa Veterans Home from considering employees to be new employees when determining wages, health insurance, or retirement benefits.

13 18 d. The chairpersons and ranking members of the joint
13 19 appropriations subcommittee on health and human rights shall
13 20 be notified by January 15 of any calendar year during which a
13 21 request for proposals is anticipated to be issued regarding

Requires the Chairpersons and Ranking Members of the Health and Human Rights Appropriations Subcommittee be notified by January 15 of any calendar year during which a Request for Proposal (RFP) is anticipated to be issued regarding employment at the Iowa Veterans

13 22 any Iowa veterans home contract involving employment, for
13 23 purposes of providing legislative review and oversight.

Home.

13 24 e. The Iowa veterans home may retain reimbursements for
13 25 medication costs obtained from the federal department of
13 26 veterans affairs for the fiscal year beginning July 1, 2001,
13 27 and ending June 30, 2002, in an amount sufficient for the
13 28 payment of new and increased pharmaceutical costs and lease
13 29 payments on a unit dose machine. Moneys retained pursuant to
13 30 this paragraph are appropriated to the Iowa veterans home to
13 31 be used for the purposes of this paragraph.

Permits the Iowa Veterans Home to retain reimbursements for medication costs from the federal Department of Veterans Affairs during FY 2001. Specifies the reimbursements be used for new and increased pharmaceutical costs and base payments on a unit dose machine.

DETAIL: The estimated FY 2002 reimbursements to be retained by the Veterans Home total \$1,113,825, which is an increase of \$213,825 compared to estimated net FY 2001 when approximately \$900,000 in reimbursements was retained by the Home. This will not impact General Fund revenues.

13 32 f. In an effort to improve public understanding of the
13 33 budget of the Iowa veterans home, and to adequately meet the
13 34 needs of the residents of the Iowa veterans home, it is the
13 35 intent of the general assembly that the Iowa veterans home
14 1 shall submit a report by December 1, 2001, to the fiscal
14 2 committee of the legislative council regarding the funds
14 3 appropriated to the Iowa veterans home in the previous fiscal
14 4 year, and any further information the fiscal committee may
14 5 request.

Requires the Iowa Veterans Home to submit a report to the Legislative Fiscal Committee by December 1, 2001, in regard to funding at the Home in previous fiscal years.

14 6 Sec. 8. GAMBLING TREATMENT FUND -- APPROPRIATION.
14 7 1. There is appropriated from funds available in the
14 8 gambling treatment fund established in the office of the
14 9 treasurer of state pursuant to section 99E.10 to the Iowa
14 10 department of public health for the fiscal year beginning July
14 11 1, 2001, and ending June 30, 2002, the following amounts, or
14 12 so much thereof as is necessary, to be used for the purposes
14 13 designated:

Gambling Treatment Fund appropriation to the Department of Public Health.

14 14 a. Addictive disorders

Gambling Treatment Fund appropriation to the Addictive Disorders

14 15 To be utilized for the benefit of persons with addictions:
 14 16 \$ 1,690,000

Program.

DETAIL: This is an increase of \$400,000 compared to the FY 2001 estimated net appropriation, which will be used to partially offset a General Fund reduction to the Addictive Disorders Program.

14 17 b. For transfer to the commission of veterans affairs to
 14 18 be utilized for the benefit of the Iowa veterans home:
 14 19 \$ 371,488

Gambling Treatment Fund appropriation transfer to the Commission of Veterans Affairs for the Iowa Veterans Home.

DETAIL: This is a new appropriation that will be used to offset a General Fund decrease of \$32,442 to the Iowa Veterans Home.

14 20 c. Gambling treatment program
 14 21 The funds remaining in the gambling treatment fund after
 14 22 the appropriations in paragraphs "a" and "b" are made shall be
 14 23 used for funding of administrative costs and to provide
 14 24 programs which may include, but are not limited to, outpatient
 14 25 and follow-up treatment for persons affected by problem
 14 26 gambling, rehabilitation and residential treatment programs,
 14 27 information and referral services, education and preventive
 14 28 services, and financial management services.

Requires that the remaining balance in the Gambling Treatment Fund after appropriations are made to the Addictive Disorders Program and the Iowa Veterans Home be used for the Gambling Treatment Program.

DETAIL: The remaining balance in the Fund is estimated to be \$1,692,000, which is a decrease of \$400,000 compared to the estimated FY 2001 appropriation.

14 29 2. For the fiscal year beginning July 1, 2001, and ending
 14 30 June 30, 2002, from the tax revenue received by the state
 14 31 racing and gaming commission pursuant to section 99D.15,
 14 32 subsections 1, 3, and 4, an amount equal to three-tenths of
 14 33 one percent of the gross sum wagered by the pari-mutuel method
 14 34 is to be deposited into the gambling treatment fund.

Deposits receipts collected from 0.30% of the gross sum wagered at pari-mutuel tracks into the Gambling Treatment Fund, which are then appropriated in Section 8.1 of this Act.

DETAIL: The estimated receipts collected from 0.30% of the gross sum wagered at pari-mutuel tracks for FY 2002 are approximately \$100,000.

14 35 Sec. 9. Section 135.102, Code 2001, is amended by adding
 15 1 the following new subsection:
 15 2 NEW SUBSECTION. 6. Model regulations for lead hazard
 15 3 remediation to be used in instances in which a child is

CODE: Requires the Department of Public Health to adopt rules regarding model regulations to be used in instances in which a child is confirmed as lead poisoned. Requires the Department to make the model regulations available to local boards of health and to promote

15 4 confirmed as lead poisoned. The department shall make the
 15 5 model regulations available to local boards of health and
 15 6 shall promote the adoption of the regulations at the local
 15 7 level, in cities and counties implementing lead hazard
 15 8 remediation programs. Nothing in this subsection shall be
 15 9 construed as requiring the adoption of the model regulations.

the adoption of the regulations at the local level. Specifies that the adoption of the model regulations at the local level are not required.

DETAIL: This language will make it easier for local boards of health to adopt regulations and will create more uniformity among local lead hazard control regulations.

15 10 Sec. 10. Section 602.8108, subsection 3, paragraph c, Code
 15 11 2001, is amended to read as follows:
 15 12 c. Notwithstanding provisions of this subsection to the
 15 13 contrary, all moneys collected from the drug abuse resistance
 15 14 education surcharge provided in section 911.2 shall be
 15 15 remitted to the treasurer of state for deposit in the general
 15 16 fund of the state and the amount deposited is appropriated to
 15 17 the governor's office of drug control policy for use by the
 15 18 drug abuse resistance education program and other programs
 15 19 directed for a similar purpose.

CODE: Requires that all moneys collected from the Drug Abuse Resistance Education Surcharge (D.A.R.E.) be remitted to the State Treasurer and deposited into the General Fund.

Specifies that the amount deposited is appropriated to the Governor's Office of Drug Control Policy to be used for the Drug Abuse Resistance Education (D.A.R.E.) Program and other programs with a similar purpose.

15 20 Sec. 11. Section 911.2, Code 2001, is amended to read as
 15 21 follows:
 15 22 911.2 SURCHARGE.
 15 23 When a court imposes a fine or forfeiture for a violation
 15 24 of a state law, or of a city or county ordinance except an
 15 25 ordinance regulating the parking of motor vehicles, the court
 15 26 shall assess an additional penalty in the form of a surcharge
 15 27 equal to thirty percent of the fine or forfeiture imposed. An
 15 28 additional drug abuse resistance education surcharge of ~~five~~
 15 29 ten dollars shall be assessed by the clerk of the district
 15 30 court if the violation arose out of a violation of an offense
 15 31 provided for in chapter 321J or chapter 124, division IV. In
 15 32 the event of multiple offenses, the surcharge shall be based
 15 33 upon the total amount of fines or forfeitures imposed for all
 15 34 offenses. When a fine or forfeiture is suspended in whole or
 15 35 in part, the surcharge shall be reduced in proportion to the

CODE: Increases the Drug Abuse Resistance Education (D.A.R.E.) Surcharge from five to ten dollars. The surcharge is assessed on Operating While Intoxicated (OWI) offenses and for offenses relating to the possession, manufacture, or delivery of controlled substances.

FISCAL IMPACT: This will increase revenues to the General Fund by an estimated \$75,000 annually. The revenues from the surcharge are appropriated to the Governor's Office of Drug Control Policy for drug abuse resistance programs.

16 1 amount suspended.
16 2 The surcharge is subject to the provisions of chapter 909
16 3 governing the payment and collection of fines, as provided in
16 4 section 909.8.

16 5 Sec. 12. CANCER STUDY AND REPORT. The director of public
16 6 health, in consultation with an ad hoc committee comprised of
16 7 public health officials, health care providers, consumer
16 8 groups, educators, representatives from the state cancer
16 9 registry, representatives from the cancer chapter team of
16 10 healthy lowans 2010, and other members deemed appropriate by
16 11 the director, shall conduct a study regarding comprehensive
16 12 cancer control in the state. The study shall include but not
16 13 be limited to:

16 14 1. An assessment of the incidence and prevalence of
16 15 cancer, including determinations of any geographic, social, or
16 16 economic patterns, or other common characteristics which
16 17 identify vulnerable populations at risk of cancer.

16 18 2. An evaluation of the effectiveness of current cancer
16 19 control efforts in terms of prevention, early detection,
16 20 treatment, rehabilitation, and quality of life. The study
16 21 should consider strategies to maximize existing public health
16 22 and private practice resources through improved coordination
16 23 and program planning. The study shall also identify
16 24 opportunities to increase and enhance efforts that focus on
16 25 cancer with special attention to prostate, bladder,
16 26 colorectal, skin, lung, oropharyngeal, breast, and cervical
16 27 cancer.

16 28 3. A review to encourage screening guidelines and tests
16 29 that lead to a reduction in site-specific cancer incidence
16 30 rates.

16 31 4. An effort to identify additional federal funding
16 32 sources and opportunities to enhance medical assistance
16 33 dollars for the treatment of breast and cervical cancer
16 34 through the federal Breast and Cervical Cancer Prevention and
16 35 Treatment Act of 2000, Pub. L. No. 106-354.

Requires the Director of the Department of Public Health, in consultation with an ad hoc committee, to conduct a study regarding comprehensive cancer control in the State and specifies what the study is to include. Requires the Director of Public Health to submit a report of the study's recommendations to the Governor and the General Assembly by January 2, 2002, as well as present the findings to a joint meeting of the Human Resources Committee during the 2002 session.

17 1 5. An evaluation of the availability and effectiveness of
17 2 current resources, programs, and efforts to address cancer
17 3 with special attention to prostate, bladder, colorectal, skin,
17 4 lung, oropharyngeal, breast, and cervical cancer.
17 5 The study shall consider the findings and recommendations
17 6 of healthy lowans 2010 relating to cancer. The director shall
17 7 submit a report of the study's recommendations to the governor
17 8 and the general assembly by January 2, 2002, and present the
17 9 findings to a joint meeting of the human resources committees
17 10 of the Iowa general assembly during the 2002 session.

17 11 Sec. 13. VITAL RECORDS. The vital records modernization
17 12 project as enacted in 1993 Iowa Acts, chapter 55, section 1,
17 13 as amended by 1994 Iowa Acts, chapter 1068, section 8, as
17 14 amended by 1997 Iowa Acts, chapter 203, section 9, 1998 Iowa
17 15 Acts, chapter 1221, section 9, and 1999 Iowa Acts, chapter
17 16 201, section 17, and as continued by 2000 Iowa Acts, chapter
17 17 1222, section 10, shall be extended until June 30, 2002, and
17 18 the increased fees to be collected pursuant to that project
17 19 shall continue to be collected and are appropriated to the
17 20 Iowa department of public health until June 30, 2002.

Extends the Vital Records Modernization Fund and provides the increased fees continue to be collected until June 30, 2002.

17 21 Sec. 14. EFFECTIVE AND APPLICABILITY DATES. Section 5,
17 22 subsection 10, paragraph "i", of this Act relating to the
17 23 automatic dispensing system for prescription drugs, being
17 24 deemed of immediate importance, takes effect upon enactment.

Specifies that Section 5.10(i) of this Act relating to the automatic dispensing system for prescription drugs, takes effect upon enactment.